

APR 12 2004

1642 \$
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael Brian Bass

Serial No.: 09/976,736

Group Art Unit No.: 1642

Filed: October 9, 2001

Examiner: Larry R. Helms

For: Novel DKR Polypeptides

Docket No.: A-548A

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Communication is responsive to the Official Action mailed February 17, 2004 for the subject patent application. In the Official Action, the examiner issued a 23-way restriction requirement. In response, Applicant elects to prosecute Group I, which includes claims 1, 2, 3, 6, 7, 8, 11-13 and 16, which are drawn to DNA comprising SEQ ID NO:1 and its complement, together with vectors and host cells comprising such sequence, and production methods thereof.

Filed herewith is a petition for a one-month extension of time to respond, this setting the due date for response to April 19, 2004 (since April 17, 2004 falls on a Saturday).

04/14/2004 BABRAHA1 00000012 010519 09976736
01 FC:1251 110.00 DA

Respectfully submitted,

Nancy A. Oleski
Attorney/Agent for Applicant(s)
Registration No.: 34,688
Phone: (805) 447-6504
Date: April 8, 2004

Please send all future correspondence to:
US Patent Operations/NAO
Dept. 4300, M/S 27-4-A
AMGEN INC.
One Amgen Center Drive
Thousand Oaks, California 91320-1799

EXPRESS MAIL CERTIFICATE

"Express Mail" mail labeling number: EL360692196US

Date of Deposit: April 8, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

ST. ANDREW
Printed Name

ST. Andrew
Signature

FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER

Attorney's Docket No:
A-548A

Serial No. 09/976,736 Filing Date October 9, 2001 Examiner Larry R. Helms Group Art Unit 1642

In Re Application of
Michael Brian BassFor
Novel DKR Polypeptides

TO THE COMMISSIONER FOR PATENTS:

- ☒ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):
- ☒ One month of original due date (\$110.00)
 - ☐ Two months of original due date (\$420.00)
 - ☐ Three months of original due date (\$950.00)
 - ☐ Four months of original due date (\$1,480.00)
 - ☐ Five months of original due date (\$2,010.00)
- ☒ A response in connection with the matter for which this extension is requested:
- ☒ is filed herewith.
 - ☐ has been filed.
 - ☐ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.
- ☐ The accompanying papers include amended claims for which no additional fee is required.
- ☐ The accompanying papers include amended claims the fee for which has been calculated as follows:

CLAIMS AS AMENDED

| (1) | (2) Claims remaining After amendment | (3) | (4) Highest number Previously paid for | (5) No. of Extra claims present | (6) Rate | (7) Additional Fee |
|---|--|-------|--|---------------------------------------|-------------|--------------------------|
| Total Claims | * | Minus | ** = | 0 | x \$18 | = \$ 0.00 |
| Indep. Claims | * | Minus | *** = | 0 | x \$86 | = 0.00 |
| <input type="checkbox"/> First Appearance of a multiple dependent claim | | | | | + \$290 | = 0.00 |
| Total Additional Fee for this Amendment | | | | | | \$0.00 |

- * If the entry in column 2 is less than the entry in column 4, write "0" in column 5.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

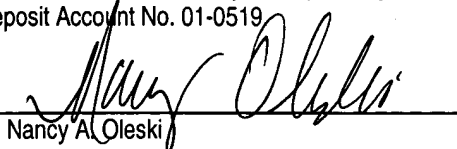
- ☐ The following other fees are incurred by the accompanying papers.
- ☐ Other: _____

Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of \$110.00. **A duplicate copy of this petition is attached.**

- ☒ If an additional extension of time is required, please consider this a request therefore.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 01-0519.

Please Send Future Correspondence To:

US Patent Operations/NAO
Dept. 4300, M/S 27-4-A
AMGEN INC.
One Amgen Center Drive
Thousand Oaks, California 91320-1799


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Printed Name


Signature